

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

OPENAI, INC.,

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This Document Relates To:

No. 1:23-cv-11195 (SHS) (OTW)

25-md-3143 (SHS) (OTW)

PLAINTIFFS' MOTION TO SEAL

Under paragraph 22 of the Stipulated Protective Order in this case (*The New York Times* Dkt. 127), Plaintiffs The New York Times Company (“The Times”), Daily News, LP, et al. (“Daily News Plaintiffs”), and The Center for Investigative Reporting (“CIR”) (collectively the “News Plaintiffs”), respectfully seek to provisionally file under seal portions of their Supplemental Memorandum of Law Regarding OpenAI’s Deletion of Output Log Data. *See* Dkts. [44](#) (the MDL docket) and [561](#) (*The Times* docket) (sealed version). Public redacted versions of the supplemental memorandum and the attachments thereto have been filed as Dkts. [43](#) (the MDL docket) and [560](#) (*The Times* docket). The supplemental memorandum includes additional briefing on OpenAI’s destruction of output log data and is submitted pursuant to the Court’s May 13 Order. MDL Dkt. 32. News Plaintiffs seek to file portions of the memorandum under seal because it discusses documents and information that OpenAI has designated as Protected Discovery Material under the Protective Order. Dkt. 127 ¶ 22 (*The Times* docket). The memorandum also attaches as exhibits

copies of documents that OpenAI designated as Protected Discovery Material under the Protective Order. News Plaintiffs do not affirmatively seek to seal any material. Under the Protective Order, OpenAI has five business days to file a statement of reasons for why the material should be sealed. *Id.* News Plaintiffs will review OpenAI's filings, and if necessary, confer about any disagreement.

Dated: May 16, 2025

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